

New York Gaming Facility Location Board
Response to Request for Applications to Develop and Operate a
Gaming Facility in New York State

TIOGA DOWNS RACETRACK, LLC

Exhibit VIII.A.16.

Tioga Downs has operated as a successful video lottery facility in the State of New York since 2006. This RFA response sets forth a financially sound and strong application that will continue the success of Tioga Downs and allow Tioga Downs to continue its dedication to the Southern Tier community.

Based on its demonstrated strength and history of delivering a top-quality product to New York, Tioga Downs believes no additional financial commitments or guarantees are required above the deposit or bond required by PML Section 1315.1 to ensure that the Gaming Facility is completed, license conditions are fulfilled, and sufficient working capital is available to allow continuous operation in a manner described in Tioga Downs' financial forecasts.